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Name

Ed. Hobbs

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Ed. Hobbs

Date

Nov. 30, 2007

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Aurisicchio, *et al.*

Serial No.: 10/568,168 - Case No.: ITR0058P

Art Unit:

1648

Filed: February 9, 2006

Examiner:

Peng, Bo

For: SYNTHETIC GENE ENCODING RHESUS MONKEY
CARCINOEMBRYONIC ANTIGEN AND USES
THEREOF

Commissioner for Patents
Alexandria, VA 22313-1450

**PRELIMINARY AMENDMENT UNDER 37 C.F.R. §1.115
AND RESPONSE TO RESTRICTION REQUIREMENT**

Sir:

This communication is in response to the outstanding Restriction Requirement mailed October 31, 2007, in the above-identified application, having a one-month period for response set to expire November 30, 2007.

Applicants request entry of this amendment prior to examination of the above-identified application, which is a § 371 National Stage Application of PCT/EP2004/009239, international filing date of August 17, 2004.

Submitted herewith is an Information Disclosure Statement/PTO 1449 in accordance with 37 CFR § 1.97(b)(1). Copies of art cited in the IDS are provided in accordance with 37 CFR § 1.98.

Any fees associated with the submission of this amendment can be charged to Merck Deposit Account No. 13-2755.

AMENDMENTS TO THE CLAIMS are reflected in the listing of claims which begins on page 2 of this paper

REMARKS begin on page 4 of this paper.